

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
Plaintiff, ) Case No. 05-479M  
v. ) DETENTION ORDER  
RANDALL CANUPP, )  
Defendant. )

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Offense charged:

Count 1. Conspiracy to distribute cocaine in violation of 21 U.S.C. §§ 841(a)(1), and 841(b)(1)(A), and 846.

Count 2: Conspiracy to distribute ecstasy in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C).

Date of Detention Hearing: October 12, 2005.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds the following:

## FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that defendant is a flight risk and a danger to the community based on the nature of the pending charges. Defendant has not overcome these presumptions.

(2) Defendant's instant offenses charged involve a large amount of drugs.

01 (3) Defendant has a former felony-drug offense which could result in a twenty-year  
02 mandatory minimum sentence.

03 (4) Defendant has a substantial prior criminal history.

04 (5) Defendant has a past history of substance abuse. It is unknown whether his  
05 substance abuse continues at present.

06 IT IS THEREFORE ORDERED:

07 (1) Defendant shall be detained pending trial and committed to the custody of the  
08 Attorney General for confinement in a correction facility separate, to the extent  
09 practicable, from persons awaiting or serving sentences or being held in custody  
10 pending appeal;

11 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
12 counsel;

13 (3) On order of a court of the United States or on request of an attorney for the  
14 government, the person in charge of the corrections facility in which defendant  
15 is confined shall deliver the defendant to a United States Marshal for the purpose  
16 of an appearance in connection with a court proceeding; and

17 (4) The Clerk shall direct copies of this Order to counsel for the United States, to  
18 counsel for the defendant, to the United States Marshal, and to the United States  
19 Pretrial Services Officer.

20 DATED this 14th day of October, 2005.

21   
22 JAMES P. DONOHUE  
23 United States Magistrate Judge